

Bickerstaff, Heath, Smiley, Pollan, Kever & McDaniel, L.L.P.

816 Congress Avenue

Suite 1700

Austin, Texas 78701

(512) 472-8021

Fax (512) 320-5038

www.bickerstaff.com

March 1, 2005

HP- OPA
MAR 13 2005

BY

CHIEF CLERK'S OFFICE

Via Facsimile and U.S. Mail

Ms. LaDonna Castañuela
Office of the Chief Clerk, MC105
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

Re: Application No. 5858 by Texas Municipal Power Agency

Dear Ms. Castañuela:

On behalf of the Brazos River Authority (BRA), I protest the above-referenced application and request that a contested case hearing be held on the application.

BRA holds the following water rights: Certificate No. 12-5155 (Possum Kingdom Lake); Certificate No. 12-5156 (Lake Granbury); Certificate No. 12-5157 (Lake Whitney); Certificate No. 12-5158 (Lake Aquilla); Certificate No. 12-5159 (Lake Proctor); Certificate No. 12-5160 (Lake Belton); Certificate No. 12-5161 (Lake Stillhouse Hollow); Certificate No. 12-5162 (Lake Georgetown); Certificate No. 12-5163 (Lake Granger); Certificate No. 12-5164 (Lake Somerville); Certificate No. 12-5165 (Lake Limestone); Permit No. 4146 (Lake Alan Henry); and Permit No. 2925A (proposed Allens Creek Reservoir). One or more of these rights may be impaired if the application is granted. While it is possible that special conditions may be included in the permit in order to prevent any such impairment, BRA must protest the application in order to ensure that its water rights are protected.

Thank you for your attention to this matter. I request that the Brazos River Authority be placed on all notice lists so that it may receive notice of all further actions with regard to this application.

Sincerely,

Douglas G. Caroom
Douglas G. Caroom

cc: Lauralee Vallon
David Wheelock
Brazos River Authority

Bickerstaff, Heath, Smiley, Pollan, Kever & McDaniel, L.L.P.

816 Congress Avenue

Suite 1700

Austin, Texas 78701

(512) 472-8021

Fax (512) 380-6838

www.bickerstaff.com

March 1, 2005

Via Facsimile and U.S. Mail

Ms. LaDonna Castañuela
Office of the Chief Clerk, MC105
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

OPA *H*

MAR 02 2005

BY *g*

Re: Application No. 5858 by Texas Municipal Power Agency

Dear Ms. Castañuela:

On behalf of the Brazos River Authority (BRA), I protest the above-referenced application and request that a contested case hearing be held on the application.

BRA holds the following water rights: Certificate No. 12-5155 (Possum Kingdom Lake); Certificate No. 12-5156 (Lake Granbury); Certificate No. 12-5157 (Lake Whitney); Certificate No. 12-5158 (Lake Aquilla); Certificate No. 12-5159 (Lake Proctor); Certificate No. 12-5160 (Lake Belton); Certificate No. 12-5161 (Lake Stillhouse Hollow); Certificate No. 12-5162 (Lake Georgetown); Certificate No. 12-5163 (Lake Granger); Certificate No. 12-5164 (Lake Somerville); Certificate No. 12-5165 (Lake Limestone); Permit No. 4146 (Lake Alan Henry); and Permit No. 2925A (proposed Allens Creek Reservoir). One or more of these rights may be impaired if the application is granted. While it is possible that special conditions may be included in the permit in order to prevent any such impairment, BRA must protest the application in order to ensure that its water rights are protected.

Thank you for your attention to this matter. I request that the Brazos River Authority be placed on all notice lists so that it may receive notice of all further actions with regard to this application.

Sincerely,

Doug Caroom
Douglas G. Caroom

cc: Lauralee Vallon
David Wheelock
Brazos River Authority